

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
DANVILLE DIVISION

JAMES W. BLEVINS,)
Plaintiff,) Case No. 4:08CV00014
v.)
TERRY SUAREZ, et al.,)
Defendants.) **ORDER**
) By: Jackson L. Kiser
) Senior United States District Judge
)
)

Before me is the Defendants' Motion to Dismiss [10]. Because the Plaintiff has failed to state a legally valid claim, the Defendants' Motion is **GRANTED**. However, the Plaintiff is granted thirty (30) days from the date of this Order to file an amended complaint, if he so chooses.

The Clerk is directed to send a copy of this Order and accompanying Memorandum Opinion to all counsel of record and the Plaintiff.

Entered this 10th day of October, 2008.

s/Jackson L. Kiser
Senior United States District Judge